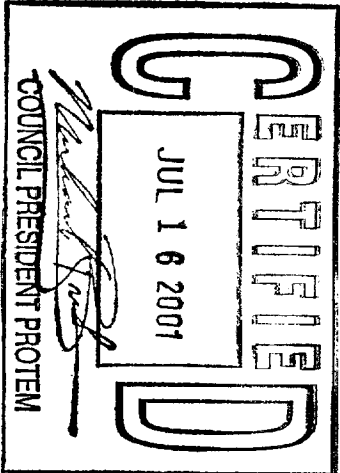


01-R-1046

Entered - 06/11/01 - dp
CL01L0352 - DIANNE C. MITCHELL

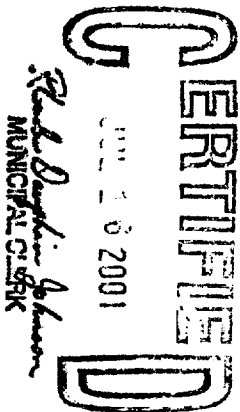
CLAIM OF: **STATE OF GEORGIA, DEPARTMENT
OF ADMINISTRATIVE SERVICES**
200 Piedmont Avenue
Suite 1208, West Tower
Atlanta, Georgia 30334-9010



For damages alleged to have been sustained as a result of a vehicular accident on July 25, 2000 at 1189 Henrico Road.

THIS ADVERSED REPORT IS APPROVED

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY



CONSENT AGENDA

ADVERSE REPORT

PUBLIC SAFETY &
GENERAL ADMINISTRATION COMMITTEE

DATE 7/10/01
CHAIR C. T. Martin

Cherry Dorsey
City Clerk

ADVERSED BY
CITY COUNCIL JUL 16 2001



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

July 27, 2001

State of Georgia, Department
of Administrative Services
Attn: Sharon Stone
200 Piedmont Avenue
Suite 1208, West Tower
Atlanta, GA 30334-9010

01-R-1046

Dear Ms. Stone:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on July 16, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0352

Date: June 21, 2001

Claimant /Victim STATE OF GEORGIA, DEPARTMENT OF ADMINISTRATIVE SERVICES

BY: (Atty)(Ins. Co.)

Address: 200 Piedmont Avenue, Suite 1208, West Tower, Atlanta, Georgia 30334-9010

Subrogation: X Claim for Property damage \$ Bodily Injury \$ 933.95

Date of Notice: 06/05/01 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 07/25/01 Place: 1189 Henrico Road

Department Public Works Division: Solid Waste Services

Employee involved John F. Pittman Disciplinary Action: No Action Taken

NATURE OF CLAIM: The claimant is presenting a claim for reimbursement of Workers' Compensation benefits paid to its employee for injuries allegedly resulting from the above referenced accident. However, a claim was presented by the State of Georgia, Department of Transportation for reimbursement for damages sustained to its vehicle as a result of this vehicular accident (see City Claim Number 00L0620). This claim was settled with the State of Georgia in the amount of \$2,000.00, thus exhausting all funds available for settlement of the claims of the State of Georgia arising out of this accident.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report X Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other X Damages reasonable

City not involved Offer rejected Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager:  Concur/date 06-22-01

Committee Action: Council Action



Trust · Excellence · Service

Department of Administrative Services
STATEWIDE BUSINESS SERVICES
Risk Management Services
Jason Smitherman, Director

June 5, 2001

ENTERED - 6-11-01 - DP
01L0352 - DIANNE MITCHELL

CITY OF ATLANTA
ATTN: DIANNE C MITCHELL
CLAIMS MANAGER
DEPARTMENT OF LAW
SUITE 4100
CITY HALL TOWER
68 MITCHELL STREET, SW
ATLANTA, GEORGIA 30335-0332

Re: Employee: Gerald G Stovall
Claim Number: WC01507679
Accident Date: 07/25/2000
Your Claim No: 00L0620

Dear MS MITCHELL:

I am the Recovery Specialist for the State of Georgia Department of Administrative Services ("DOAS"), Risk Management, in charge of Workers' compensation subrogation under O.C.G.A. 34-9-11.1.

In response to your recent call, please find our supporting documentation to support our subrogation claim for the above referenced matter.

You will note we have paid 933.95 in Medical and \$0 in Indemnity. Please issue your check in the amount of \$ 933.95 to the Georgia Department of Administrative Services and send to P.O. Box 38198, Capitol Hill Station, Atlanta, Georgia 30334-5529.

If further information is required, please feel free to contact me at 404/657-4437.

Sincerely,

Sharon Stone

01-R-1046

Workers' Compensation

200 Piedmont Avenue, Suite 1208, West Tower, Atlanta, Georgia 30334-9010
404-656-3237 Fax 404-657-1188 www.doas.state.ga.us

RCS# 2995
7/16/01
2:24 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1 through 16

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

B McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	B Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA

01-O-0992 01-R-1108
01-O-0710 01-R-1041
01-O-0711 01-R-1042
01-O-1089 01-R-1043
01-O-0995 01-R-1065

CONSENT

**ITEMS ADOPTED
ON CONSENT
AGENDA**

1. 01-O-1091
2. 01-O-0722
3. 01-O-0855
4. 01-O-0890
5. 01-O-0891
6. 01-O-0980
7. 01-O-0924
8. 01-O-1086
9. 01-O-1090
10. 01-O-0731
11. 01-O-0917
12. 01-R-1013
13. 01-R-1014
14. 01-R-1015
15. 01-R-1016
16. 01-R-1007
17. 01-R-1009
18. 01-R-1012
19. 01-R-1005
20. 01-R-1006
21. 01-R-1011
22. 01-R-1109
23. 01-R-1017
24. 01-R-1077
25. 01-R-1080
26. 01-R-1019
27. 01-R-1020
28. 01-R-1021
29. 01-R-1022
30. 01-R-1023
31. 01-R-1024
32. 01-R-1025
33. 01-R-1026
34. 01-R-1027
35. 01-R-1028
36. 01-R-1107

**ITEMS ADVERSED
ON CONSENT
AGENDA**

37. 01-R-1029
38. 01-R-1030
39. 01-R-1031
40. 01-R-1032
41. 01-R-1033
42. 01-R-1034
43. 01-R-1035
44. 01-R-1036
45. 01-R-1037
46. 01-R-1038
47. 01-R-1039
48. 01-R-1040
49. 01-R-1044
50. 01-R-1045
51. 01-R-1046
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67. 01-R-1062
68. 01-R-1063
69. 01-R-1064
70. 01-R-1066
71. 01-R-1067
72. 01-R-1068

**ITEMS ADVERSED
ON CONSENT
AGENDA**

73. 01-R-1069
 74. 01-R-1070
 75. 01-R-1071
 76. 01-R-1072
 77. 01-R-1073
 78. 01-R-1104
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